



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln No.: 09/997,892

Confirmation No. 4224

Filed: November 11, 2001

Applicant(s): Robert R. Keller, Jr.

Title: Method and Apparatus for
Automatically Establishing
Control Values for a Control
Device

Art Unit: 2837

Examiner: Tyrone W. Smith


Attorney Docket No.: 72312

Customer No.: 22242

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited
with the United States Postal Service with sufficient
postage as first class mail in an envelope addressed
to the Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450, on this date.

06/24/04
Date


Steven G. Parmelee
Registration No. 28,790
Attorney for Applicant(s)

***NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES***

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the
decision of the Primary Examiner dated October 31, 2003 finally rejecting claims 1-22 and
25-42.

- ☒ The fee for this Notice of Appeal is \$330.00 (37 CFR § 1.17(b)).
- ☐ Applicant(s) assert entitlement to Small Entity Status (37 CFR § 1.27), reducing the
Appeal Fee by half to \$ 165.00.
- ☒ Charge \$330.00 to Deposit Account No. 06-1135.
- ☐ A check in the amount of the fee is enclosed.
- ☐ Not required (fee paid in prior appeal in this application).

06/30/2004 YPOLITE1 00000007 061135 09997892


02 FC:1401 330.00 DA

Notice of Appeal 1-0903

Application No. 09/997,892
Notice of Appeal dated June 24, 2004
Decision of Primary Examiner dated October 31, 2003

- ☐ A petition for extension of time under 37 CFR § 1.136(a) is enclosed.
- ☒ The Director is hereby authorized to charge any additional fees which may be required in connection with this appeal (specifically including the fee for filing a brief in support of this appeal if such brief is filed unaccompanied by full payment therefor, and the fee for filing a request for an oral hearing if such request is made unaccompanied by full payment therefor), or credit any overpayment to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Director is authorized to charge the unpaid amount to Deposit Account No. 06-1135. This Notice is filed in duplicate.

June 24, 2004
Date



Steven G. Parmelee
Registration No. 28,790
☒ Attorney or agent of record
☐ Inventor(s)
☐ Assignee
☐ Filed under 37 CFR § 1.34(a)

FITCH, EVEN, TABIN & FLANNERY
120 South LaSalle Street, Suite 1600
Chicago, Illinois 60603-3406
Telephone: (312) 577-7000
Facsimile: (312) 577-7007